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PATENTAttorney Reference Number 23-56420
Application Number 09/851,678

#6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Douglas C. Elliott

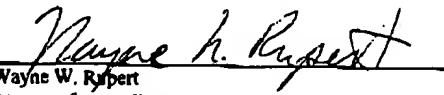
Art Unit: 1621

Application No. 09/851,678

CERTIFICATE OF FACSIMILE

Filed: May 8, 2001

I hereby certify that this correspondence and any documents referred to as being transmitted herewith are being facsimile transmitted to the Patent and Trademark Office, Office of Petitions, to facsimile telephone number (703) 308-6916 on February 5, 2003.

For: PROCESS FOR LACTOSE CONVERSION
TO POLYOLS
Wayne W. Rupert
Attorney for Applicant

Examiner: Elvis O. Price

Date: February 5, 2003

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PETITIONS OFFICE
PETITION TO WITHDRAW APPLICATION FROM ISSUANCE
UNDER 37 C.F.R. §1.313(c)(2)

Applicant hereby petitions for withdrawal of the present application pursuant to 37 C.F.R. §1.313(c)(2) in order to consider a Request for Continued Examination (RCE) for submitting an Information Disclosure Statement (IDS). Attached herewith are an RCE and an IDS (including copies of the cited documents). Also attached herewith is a Transmittal Letter authorizing a charge to Deposit Account No. 02-4550 for a total amount of \$505.00, which includes \$375.00 for the RCE fee (37 C.F.R. §1.17(e)) and \$130.00 for the petition fee (37 C.F.R. §1.17(h)).

It is applicant's understanding that U.S. Patent No. 6,521,800 is scheduled for issuance on February 18, 2003, based on the present application. During a February 5, 2003, teleconference between Douglas Wood of the U.S. Patent and Trademark Office and the undersigned attorney, Mr. Wood indicated that sufficient time remained for consideration and grant of this petition. Mr. Wood also indicated that Irvin Dingle of the U.S. Patent and Trademark Office would be the individual considering the petition. Accordingly, applicant respectfully requests withdrawal of this patent from issuance for the reason set forth above. A timely notice regarding granting of this petition is respectfully requested.

Should there be any questions regarding this petition or application, the U.S. Patent and Trademark Office is invited to contact the undersigned attorney at the telephone number shown below.

Respectfully submitted,

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